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19 UNITED STATES OF AMERICA

20 UNITED STATES DISTRICT COURT

21 FOR THE CENTRAL DISTRICT OF CALIFORNIA

22 UNITED STATES OF AMERICA,

No. CR 2:24-621 (B) -MWF

Plaintiff,

v.

DURK BANKS, et al.,

Defendants.

GOVERNMENT'S UNOPPOSED EX PARTE
APPLICATION FOR ORDER FILING
OVERSIZED BRIEF; MEMORANDUM OF
POINTS AND AUTHORITIES; DECLARATION
OF DANIEL H. WEINER

23 Plaintiff United States of America, by and through its counsel
24 of record, the Acting United States Attorney for the Central District
25 of California and Assistant United States Attorneys Ian V. Yanniello,
26 Gregory W. Staples, and Daniel H. Weiner, hereby applies ex parte for
27 leave to file an oversized omnibus brief in response to defendant
28 Banks' Motion in Limine to Exclude and defendant Wilson's Motion for

1 Severance. The government submits that its omnibus response furthers
2 efficiency and judicial economy, as the factual and legal issues
3 substantially overlap.

4 This ex parte application is based upon the Declaration of
5 Daniel H. Weiner.

6
7 Dated: October 27, 2025

Respectfully submitted,

8 BILAL A. ESSAYLI
9 Acting United States Attorney

10 ALEXANDER B. SCHWAB
11 Assistant United States Attorney
12 Acting Chief, Criminal Division

13 /s/
14 IAN V. YANNIELLO
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DECLARATION OF DANIEL H. WEINER

I, Daniel H. Weiner, declare as follows:

1. I am an Assistant United States Attorney for the Central District of California and I am one the attorneys assigned to the prosecution of United States v. Durk Banks, et al., No. CR 24-621(B)-MWF.

2. In the interest of efficiency and judicial economy, the government requests permission to file a single oversized brief in response to defendant Banks' Motion in Limine to Exclude and defendant Wilson's Motion for Severance. Given the overlapping factual and legal nature of the motions, the government submits that a single brief will be more efficient and effective to respond to the various issues that defendants raise, and represents that an oversized brief is necessary to present the Court with a sufficient factual record and to respond in full to defendants' arguments.

3. Counsel for defendants Banks and Wilson advised the government via e-mail October 27, 2025 that they had no objection to the government's request.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief and that this declaration was executed on October 27, 2025, at Los Angeles, California.

/s/ Daniel H. Weiner
DANIEL H. WEINER